

DATE 6-19-07

APPLICATION NUMBER 08/487283

DOC CODE PTE LTR, w/fee

DOC DATE 5-11-07

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MAY 14 2007

FAX TRANSMISSION**DATE:** May 14, 2007

PTO IDENTIFIER: Application Number 08/487,283
 Patent Number 6,355,245

Inventor: Evans et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (571) 273-8300**FROM:** FISH & NEAVE IP GROUP, ROPES & GRAY LLP

Anita Varma, Esq.

PHONE: (617) 951-7796**Attorney Dkt. #:** ALXN-P01-013**PAGES (Including Cover Sheet):** 19**CONTENTS:**

- Fee Transmittal (1 page)
- Charge \$1,120.00 to deposit account 18-1945
- Certificate of Transmission (1 page)
- Copy of Application for Extension of Patent Term Under 35 USC §156 and 37 CFR §1.740 (13 pages)
- Copy of Certificate of Hand Delivery Date Stamped May 11, 2007 (1 page)
- Submission of Fee Transmittal for Application for Extension of Patent Term Under 35 USC §156 and 37 CFR §1.740 (2 pages)

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FISH & NEAVE IP GROUP, ROPES & GRAY LLP
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PTO/SB/07 (09-04)

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Application No. (if known): 08/487,283

Attorney Docket No.: ALXN-P01-013

Certificate of Transmission under 37 CFR 1.8

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on May 14, 2007
Date



Signature

Maura Gallagher

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Fee Transmittal (1 page)

Charge \$1,120.00 to deposit account 18-1945

Copy of Application for Extension of Patent Term Under 35 USC §156 and 37 CFR §1.740 (13 pages)

Copy of Certificate of Hand Delivery Date Stamped May 11, 2007 (1 page)

Submission of Fee Transmittal for Application for Extension of Patent Term Under 35 USC §156 and 37 CFR §1.740 (2 pages)

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MAY 14 2007

PTO/SB/17 (02-07)

Approved for use through 02/28/2007. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4878).		Complete If Known	
FEE TRANSMITTAL For FY 2007		Application Number	Patent# 6,355,245
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	Issued: March 12, 2002
		First Named Inventor	Mark Evans
		Examiner Name	Not Yet Assigned
		Art Unit	N/A
TOTAL AMOUNT OF PAYMENT	(\\$) 1,120.00	Attorney Docket No.	ALXN-P01-013

METHOD OF PAYMENT (check all that apply)

<input type="checkbox"/> Check	<input type="checkbox"/> Credit Card	<input type="checkbox"/> Money Order	<input type="checkbox"/> None	<input type="checkbox"/> Other (please identify): _____
<input checked="" type="checkbox"/> Deposit Account Deposit Account Number: <u>18-1945</u> Deposit Account Name: <u>Fish & Neave IP Group, Ropes & Gray LLP</u>				

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

<input type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17	<input type="checkbox"/> Credit any overpayments

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fee Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Small Entity Fee (\$)	Fee (\$)
50	25
200	100
360	180

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
- 20 =	x	=				
HP = highest number of total claims paid for, if greater than 20.						
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)			
- 3 =	x	=				
HP = highest number of independent claims paid for, if greater than 3.						

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

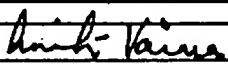
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/50	(round up to a whole number) x	=	

4. OTHER FEE(S)

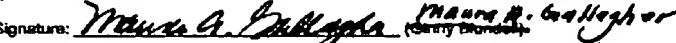
Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): 1457 Extension of term of patent

1,120.00

SUBMITTED BY			Registration No. (Attorney/Agent)	43,221	Telephone	(617) 951-7796
Name (Print/Type)	Anita Varma, Esq.		Date			

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office, facsimile no. (571) 273-6300, on the date shown below.

Dated: 5-14-07Signature: 
(Maurice A. Gallagher, Danny Brundrett)

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*M. R.
Mike
5-11-07*

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Dated: 5-14-07Signature: 
Mauna Gallagher

PATENT
Docket No.: ALXN-P01-013

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NUMBER: 08/487,283
 PATENT NUMBER: 6,355,245
 FILING DATE: June 7, 1995
 ISSUE DATE: March 12, 2002
 INVENTORS: Evans, et al.
 ASSIGNEE: Alexion Pharmaceuticals, Inc.
 TITLE: ANTIBODIES TO HUMAN COMPLEMENT COMPONENT C5 (as shown on Certificate of Correction)

MS Patent Ext.
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

**SUBMISSION OF FEE TRANSMITTAL FOR APPLICATION FOR EXTENSION OF
PATENT TERM UNDER 35 U.S.C. §156 AND 37 CFR §1.740**

Sir:

On May 11, 2007, Applicant submitted an application under 35 U.S.C. §156 and 37 C.F.R. §1.740 for extension of term of U.S. Patent No. 6,355,245. The application included a specific authorization to charge Deposit Account No. 18-1945 in the amount of \$1,120.00 for the fee covering the application for patent term extension under 37 C.F.R. §1.20(j). For purposes of convenience, Applicants enclose herewith a Fee Transmittal reflecting this charge on form PTO/SB/17. Also enclosed is a copy of the application for patent term extension (13 pages) and a copy of the Certificate of Hand Delivery submitted with the application and dated stamped received by the U.S. Patent & Trademark Office on May 11, 2007. The deadline for submission of the application for patent term extension is May 15, 2007 and therefore the application was

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U.S. Patent No. 6,355,245

MAY 14 2007

timely filed.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 18-1945, under Order No. ALXN-P01-013. Please address any questions raised by this submission to the undersigned at 617-951-7000.

Dated: May 14, 2007

Respectfully submitted,

By Anita Varma
Anita Varma

Registration No.: 43,221
FISH & NEAVE IP GROUP
ROPES & GRAY LLP
One International Place
Boston, Massachusetts 02110-2624
(617) 951-7000
(617) 951-7050 (Fax)
Attorneys/Agents For Applicant

Patent No. 6,355,245

Attorney Docket No.: ALXN-P01-013

Certificate of Hand Delivery

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Randolph Building
401 Dulany Street
Alexandria, Virginia 22314**

on May 11, 2007
Date



Signature

Stella Cole

Registration Number, if applicable

817-851-7798

Note: The following papers are submitted:

APPLICATION FOR EXTENSION OF PATENT TERM UNDER 35 U.S.C. §156 AND 37 CFR §1.740
with Exhibits A-N (in triplicate)

Exhibit A: Soliris™ package insert as approved by the FDA

Exhibit B: Redacted FDA approval letter

Exhibit C: Copy of U.S. Patent No. 6,355,245

Exhibit D: Copy of maintenance fee receipt

Exhibit E: Copy of Certificate of Correction for U.S. Patent No. 6,355,245

Exhibit E: Hill et al. Blood 106:2559-2565 (2005)

Exhibit G: Wittman et al. N Engl J Med 355:1233-1243 (2006)

Exhibit N: Thomas et al., Molecular Immunology 33:1389-1401 (1996)

Exhibit I: Prodinger et al., Chapter 29 (pp. 967-995) in: **Fundamental Immunology**, Fourth Edition, edited by William E. Paul. Lippincott-Raven Publishers, Philadelphia (1999).

Exhibit J: Vander et al., p. 248, in Human Physiology: The Mechanisms of Body Function, McGraw-Hill Book Company (1970).

Exhibit V: Sequences of heavy and light chains of equine IgM

Exhibit 1: Hiltz et al., N. Engl. J. Med. 350:552-559 (2004)

Exhibit M: Description of significant activities undertaken during the regulatory review period for Soliris™ and available data for such activities

Exhibit N: Powers of Attorney and General Authority from Assignees